



CITY COUNCIL

JAN SUMRALL
DISTRICT NO. 1

ROSE RODRIGUEZ
DISTRICT NO. 2

LARRY M. MEDINA
DISTRICT NO. 3

JOHN COOK
DISTRICT NO. 4

DANIEL S. POWER
DISTRICT NO. 5

PAUL J. ESCOBAR
DISTRICT NO. 6

LUIS G. SARIÑANA
DISTRICT NO. 7

ANTHONY COBOS
DISTRICT NO. 8

REGULAR COUNCIL MEETING
COUNCIL CHAMBERS
MARCH 12, 2002
9:00 A.M.

The City Council met in regular session at the above place and date. Mayor Raymond C. Caballero present and presiding and the following Council Members answered roll call: Jan Sumrall, Rose Rodriguez, Larry M. Medina, John F. Cook, Daniel S. Power, Paul Joseph Escobar, Luis G. Sariñana and Anthony Cobos. Absent: None. Meeting was called to order and the invocation was given by Pastor Glenn Weber, Our Savior Lutheran Church, followed by the Pledge of Allegiance to the Flag of the United States of America. The following Presentations were made:

1. Mental Retardation Awareness Month - March
2. Red Cross Month - March
3. National Nutrition Month - March
4. 12 - Honorary Citizens
5. Delivery Assets Along the Border Week - 3/18-3/23
6. Presentation to the City on behalf of the City of Brownsville, TX
7. Congratulations to Commander Aguilar for being inducted into the Women's Hall of Fame

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RESOLUTION

BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF EL PASO:

THAT the Mayor be authorized to accept on behalf of the City of El Paso and the El Paso Fire Department a donation of one (1) Mondell Pine tree from the Desert Hills Garden Club to be planted at Fire Station #27, 6767 Ojo De Agua Street, in honor of the Firefighters that died in the line of duty on September 11, 2001. The tree is valued at \$75.00, plus a \$25.00 planting fee for a total donation valued at \$100.00 dollars.

Chief Donald Marron, El Paso Fire Department, accepted the donation and thanked the Desert Hills Garden Club on behalf of the Fire Department Staff.

Motion made by Representative Medina, seconded by Representative Escobar and unanimously carried to approve the above Resolution.

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Motion made by Representative Medina, seconded by Representative Cook, and unanimously carried to approve, as revised, all matters listed under the Consent Agenda unless otherwise noted.
(Items approved under Consent Agenda will be shown with an asterisk {*}).
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*Motion made, seconded and unanimously carried to approve the Minutes for Regular City Council Meeting of November 6, 2001.

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***RESOLUTION**

BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF EL PASO:

That the Mayor be authorized to sign an **Agreement for Architectural Services** between the **CITY OF EL PASO** and **Michael Walker Architect**, for a project known as "**Lower Valley Parks Improvements – Phase II**" for an amount not to exceed ELEVEN THOUSAND EIGHT HUNDRED SEVENTY-FIVE AND 00/100 DOLLARS (\$11,875.00).

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***RESOLUTION**

BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF EL PASO:

That the Mayor be authorized to sign the following rental contract for space in the El Paso Museum of Art. Licensee is requesting permission to serve alcohol in the premises.

Event:	Reception
Licensee:	First Southwest Company
Date:	March 19, 2002
Time:	5:00 p.m. - 8:00 p.m.
Charge for Space:	\$500.00
Charge for Staff (est.):	\$340.00
Area(s):	Lobby

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***RESOLUTION**

BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF EL PASO:

That the Mayor be authorized to sign the following grant applications on behalf of the Arts Resources Department for submission to the Heartland Arts Fund ("HAF") and to sign the related contracts and documents should funds be granted, either in the requested amounts or at such lesser amounts as may be approved by the HAF. These grants will be used for the Discovery Series FY 2003. The grant requests and applicable City matching funds are as follows:

1. To request and receive \$1,800 for artistic fee support to present Rebecca Stenn/PerksDanceMusicTheatre on February 8, for the 2003 Discovery Series for FY 2003. A 1:1 match of City funds is required for the amount of the grant actually awarded.
2. To request and receive \$2,250 for artistic fee support to present Lizt Alfonso DANCE CUBA on February 22, 2003, for the 2003 Discovery Series for FY 2003. A 1:1 match of City funds is required for the amount of the grant actually awarded.
3. To request and receive \$2,250 to present O'Vertigo "LUNA" on March 29, 2003, for the Discovery Series for FY 2003. A 1:1 match of City funds is required for the amount of the grant actually awarded.

***RESOLUTION**

BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF EL PASO:

That the Mayor be authorized to sign an Amendment to the Contract for Advertising between the **CITY OF EL PASO** and **AMIGO AIRSHO, INC.** to change the dates of the Airsho to May 11 and 12, 2002 and to change the term of the Contract to end on May 13, 2002.

***RESOLUTION**

BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF EL PASO:

That the Mayor be authorized to sign an Airport Display Agreement with the El Paso Mission Trail Association, Inc. providing for the display of an exhibit entitled "Missions of the Pass of the North" designed to present a visual overview of the history and contributions of the missions of the region at the El Paso International Airport.

***RESOLUTION**

BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF EL PASO:

That the Mayor be authorized to sign all required documentation and accept a grant award for the El Paso Police Department from the Office of the Governor, Criminal Justice Division, for funding over two fiscal years under the Victims' Assistance Discretionary Grant program in the amount of \$76,675.00 for FY02 and \$110,763.00 for FY03 for a total of \$187,438.00, to expand the Victim Services Response Team of the El Paso Police Department; and that the Mayor be authorized to execute on behalf of the City of El Paso, any grant amendments to the initial Grant Agreement which increase, decrease or deobligate program funds provided that no additional City funds are required, or which decrease the amount of matching or in-kind funds, and any documents to request and accept an extension of the award ending date for the grant. In the event of loss or misuse of Criminal Justice Division funds, the City of El Paso assures the CJD that funds will be returned in full. No matching funds required.

***RESOLUTION**

BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF EL PASO:

That the Mayor be authorized to sign and accept Grant Award Cooperative Agreement #I2PSWP574 relating to a federal grant to the Police Department from the Office of National Drug Control Policy, to support the West Texas HIDTA Stash House Task Force Initiative, in the amount of \$367,188.00, and that the Mayor be authorized to sign and submit requests for extension of the grant-ending deadlines as may become necessary in order to carry out the grant. No matching funds are required.

***RESOLUTION**

BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF EL PASO:

That the Mayor be authorized to sign and accept Grant Award Cooperative Agreement #I2PSWP557 relating to a federal grant to the Police Department from the Office of National Drug Control Policy, to support the West Texas HIDTA Hijack Task Force Initiative, in the amount of \$773,647.00, and that the Mayor be authorized to sign and submit requests for extension of the grant-ending deadlines as may become necessary in order to carry out the grant. No matching funds are required.

***RESOLUTION**

BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF EL PASO:

That the Mayor be authorized to sign and accept Grant Award Cooperative Agreement #I2PSWP558 relating to a federal grant to the Police Department from the Office of National Drug Control Policy, to support the West Texas HIDTA Multi-Agency Task Force Initiative, in the amount of \$281,970.00, and that the Mayor be authorized to sign and submit requests for extension of the grantending deadlines as may become necessary in order to carry out the grant. No matching funds are required.

***RESOLUTION**

BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF EL PASO:

That the Mayor be authorized to sign and accept Grant Award Cooperative Agreement #I2PSWP566 relating to a federal grant to the Police Department from the Office of National Drug Control Policy, to support the West Texas HIDTA Hotel/Motel Task Force Initiative, in the amount of \$178,350.00, and that the Mayor be authorized to sign and submit requests for extension of the grantending deadlines as may become necessary in order to carry out the grant. No matching funds are required.

***RESOLUTION**

BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF EL PASO:

That the Mayor be authorized to sign and accept Grant Award Cooperative Agreement #I2PSWP572 relating to a federal grant to the Police Department from the Office of National Drug Control Policy, to support the West Texas HIDTA Intelligence Initiative, in the amount of \$128,561.00, and that the Mayor be authorized to sign and submit requests for extension of the grantending deadlines as may become necessary in order to carry out the grant. No matching funds are required.

***RESOLUTION**

BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF EL PASO:

THAT the Mayor, on behalf of the City and the City Clerk, be authorized to sign a Release of Liens whereby the City releases its liens in the amount of TEN THOUSAND FOUR HUNDRED FIFTY AND NO/100THS DOLLARS (\$10,450.00 - \$4,577 loan/\$5,873 grant) and FIFTEEN THOUSAND TWO HUNDRED SEVENTY-THREE AND NO/100THS DOLLARS (\$15,273.00 - \$6,524 loan/\$8,749 grant) against the following described real property:

Lot 15, Block 3, FRESNO PARK SUBDIVISION, an Addition to the City of El Paso, El Paso County, Texas, according to the map thereof on file in Book 10, Page 10, Plat Records of El Paso County, Texas; also known and numbered as 386 Arvin Circle, El Paso, Texas 79907.

for consideration paid to the City in full satisfaction of those certain promissory notes executed by the owner of the above-described real property and payable to the order of the City.

***RESOLUTION**

BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF EL PASO:

That the Library Director be authorized to sign an Exhibit Contract with Debrah R. Dubay, The Writings of Mary Baker Eddy, a publishing Society, covering a "historical exhibit on Mary Baker Eddy" at the Main Library of the El Paso Public Library System for the period of April 8 through April 22, 2002. This exhibition is at no cost to the City.

***RESOLUTION**

BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF EL PASO:

That the Library Director be authorized to sign an Exhibit Contract with Armando Lopez covering an exhibit of "multimedia artwork" at the Main Library of the El Paso Public Library System for the period of May 15 through June 15, 2002. This exhibition is at no cost to the City.

***RESOLUTION**

BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF EL PASO:

That the Mayor be authorized to execute the following Independent Contractor contracts on behalf of the Parks & Recreation Department. Funding for this contract is in Fiscal Year 2001/2002 appropriations to be approved by the City Council, subject to approval by the City's Civil Service Commission.

**NORTHEAST RECREATION CENTER
DEPARTMENT ID. 51510107, ACCOUNT 502215**

1. CONTRACTOR: Virgil Tharp, Scorekeeper for Midnight Basketball
DATES: March 15, 2002, thru August 31, 2002
RATE PER GM \$6.00
MAXIMUM AMT: \$300
CONTRACT: 2001/2002 – 137
2. CONTRACTOR: Lily Tharp, Scorekeeper for Midnight Basketball
DATES: March 15, 2002, thru August 31, 2002
RATE PER GM \$6.00
MAXIMUM AMT: \$300
CONTRACT: 2001/2002 – 138

**SPECIAL PROMOTIONS CENTER
DEPARTMENT ID. 51010282, ACCOUNT 502215**

3. CONTRACTOR: Manuel Moreno, Scorekeeper for Midnight Basketball @ Pavo Real Center,
2 referees & 1 scorekeeper per game
DATES: March 15, 2002, thru April 30, 2002
RATE PER GM \$34.00
MAXIMUM AMT: \$1,224
CONTRACT: 2001/2002 – 139

***RESOLUTION**

BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF EL PASO:

That the Mayor be authorized to sign a Cooperative Work Study Contract between the **CITY OF EL PASO** and **BRUCE PONIKVAR** for the El Paso Water Utilities at the rate of \$11.09 per hour, not to exceed 20 hours per week without permission from the Co-Op Coordinator. The contract period is from March 13, 2002 through March 12, 2003.

***RESOLUTION**

BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF EL PASO:

That the Mayor be authorized to sign a Personal Services Contract for an Independent Contractor between the **CITY OF EL PASO** and **BOB DIVEN, BALLYHEIGUE** to perform Irish music at a library program for Saint Patrick's day on March 17, 2002 at the Main Library. The total amount of the contract shall not exceed \$350.00.

***RESOLUTION**

BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF EL PASO:

That the Mayor be authorized to sign Volunteer Services Agreements between the City of El Paso and **EDWIN LENT** for the El Paso Public Library. There is no cost to the City.

***RESOLUTION**

BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF EL PASO:

That the Mayor be authorized to sign Volunteer Services Agreement between the City of El Paso and **EILEEN A. MOORE, TARA'S SCHOOL OF IRISH DANCE**, to present a program of Irish dancing, music, and song at the Westside Public Library on March 16, 2002. There is no cost to the City.

***RESOLUTION**

BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF EL PASO:

That the Mayor be authorized to sign a Personal Services Contract between the **CITY OF EL PASO** AND **GREGORIO PEDROZA** to perform readings and motivational programs at various branches of the El Paso Public Library. The contract period is from March 17, 2002 through March 20, 2002. The cost of the program series is \$1500. Airfare, lodging and meals will be covered for at a cost not to exceed \$700.00. The total amount of the contract shall not exceed \$2,200.00.

***RESOLUTION**

BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF EL PASO:

That the Mayor be authorized to sign a Volunteer Service Agreement between the City of El Paso and **VIRGINIA ROJO, R.N.** for the El Paso Public Library. There is no cost to the City.

***RESOLUTION**

BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF EL PASO:

That the Mayor be authorized to sign a Personal Services Contract between the **CITY OF EL PASO** and **TERESA LAURENZANA-GAMBOA** as a Juvenile Compliance Coordinator for the Municipal Court at an annual salary of \$31,100.00. The Contact period shall be from March 13, 2002 through March 12, 2003.

***RESOLUTION**

BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF EL PASO:

That the Mayor be authorized to sign a Personal Services Contract between the **CITY OF EL PASO** and **DORIS PEREZ** to coordinate the Museum School for the El Paso Museum of Art at the rate of \$17.00 per hour, not to exceed 30 hours per week. The contract period shall be from March 13, 2002 through March 12, 2003.

*Motion made, seconded and unanimously carried to delete the Resolution that the Mayor be authorized to sign an Interlocal Agreement by and between the City of El Paso ("City"), and the University of Texas at El Paso ("UTEP"), wherein UTEP will provide supervisory training to employees of the City. The contract period is from March 13, 2002 through March 12, 2003, at a cost of \$6,000.00 per complete program.

*Motion made, seconded and unanimously carried to postpone one (1) week the Resolution that the Mayor be authorized to sign an Amendment to the Personal Services Contract between the **CITY OF EL PASO** AND **GAIL CALDWELL** to increase the amount of compensation.

***RESOLUTION**

BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF EL PASO:

That the Mayor be authorized to sign a Personal Services Contract between the **CITY OF EL PASO** and **DWIGHT HOLLAND** for the El Paso Zoo at the rate of \$45.00 per hour not to exceed 40 hours per week for a maximum for twelve weeks. Total compensation shall not exceed \$18,000.00. The contract term is from March 13, 2002 through October 23, 2002.

***RESOLUTION**

BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF EL PASO:

That the Mayor be authorized to sign an Amendment to the Personal Services Contract between the **CITY OF EL PASO** and **EVA T. SALINAS**, Contract Employee at the El Paso Zoo, increasing the hourly wage, increasing the number of weekly work hours, and total compensation.

Motion made, seconded and unanimously carried to move to the regular agenda the following:

RESOLUTION

WHEREAS, the 77th Texas Legislature, effective September 1, 2001, passed into law Senate Bill 510, which amended Chapter 271 of the Local Government Code.

WHEREAS, this Bill provides a governmental entity new alternative project delivery methods to procure contracts for the construction of facilities. The alternative methods a governmental entity may use are any of the following methods that provides the best value for the governmental entity:

- 1) competitive bidding;
- 2) competitive sealed proposals;
- 3) design build;
- 4) construction manager; and
- 5) job order.

WHEREAS, Senate Bill 510 requires the governing body of a governmental entity that is considering a construction contract using any of the new alternative project delivery methods, other than competitive bidding, before advertising proposals for construction services, to determine which method provides the best value for the governmental entity.

BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF EL PASO:

THAT the City of El Paso has adopted to use the new alternative project method "competitive sealed proposals" to procure contracts for the construction of facilities.

THAT City Council has determined that the method that provides the best value for the City is "competitive sealed proposals" for the procurement of all contracts for the construction of facilities.

Representative Sumrall asked for an explanation. Mr. Byron Johnson, Director of Purchasing, elaborated on this method.

Motion made by Representative Sumrall, seconded by Representative Medina unanimously carried to approve the above resolution.

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***RESOLUTION**

BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF EL PASO:

That the Mayor be authorized to sign an Agreement with NEUROSOFT, INC., to lease NEUROSOFT, INC. two (2) 32 Gallon Containers for a service fee of \$5.00 each month for the purpose of collecting the company's recyclable materials in conjunction with the Department of Solid Waste Management's recycling program.

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***RESOLUTION**

BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF EL PASO:

That the Mayor be authorized to sign an Agreement with the ANTHONY INDEPENDENT SCHOOL DISTRICT FOR ANTHONY ELEMENTARY SCHOOL, to lend it One (1) 4 Cubic Yard Dumpster and two (2) 32 Gallon Containers, in exchange for its recyclable materials generated at that location, in conjunction with the Department of Solid Waste Management's recycling program.

Resolution was corrected to read two (2) 32 Gallon Containers instead of (2) 3 Gallon Containers as shown on the agenda.

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*Motion made, seconded and unanimously carried to postpone four (4) weeks the cost of maintaining lamp posts on Yandell Drive adjacent to the Concordia Cemetery as per agreement between the City of El Paso and the Concordia Heritage Association. These lamp posts were donated by the Association.

*Motion made, seconded and unanimously carried to postpone one (1) week the Request from El Paso Electric Company to approve the following:

- a. Resolution approving El Paso Electric Company's Tariff to Comply with the Public Utility Commission of Texas' New Rule on Pulse Metering Installation and Maintenance.
- b. Approval of Amendment to Residential Service Rate Low-Income Rider.
- c. Approval of Amendment to Rate schedule 28--Area Lighting Service Tariff.

*Motion made, seconded and unanimously carried to authorize the Director of Purchasing to issue Purchase Order(s) to Stockton Equipment Supply, as they are the sole authorized agent of Waste System Equipment, Inc. in the El Paso, Texas area, provider of Leach Signature Parts. (97-0152)

Department: Equipment Maintenance
Funds available: 37370510-503121
Funding source: Equipment Maintenance Internal Service Fund
Total amount: \$20,000.00 Estimated

* Motion made, seconded and unanimously carried to authorize the Director of Purchasing to issue Purchase Order(s) to R. T. C., Inc., as they are the sole provider of the Zetron paging systems and its components. The award amount includes a warranty upgrade, which will provide post-warranty coverage for a second year.

There is a fixed cost warranty for years three through five. Funding for these will be budgeted in future years and subject to release of purchase orders for that coverage if funded by the City and/or El Paso County 911 District.

The El Paso County 911 District will reimburse the City in the amount of \$96,000.00 for the system. The City's total cost is \$32,000.00.

Furthermore, it is requested that staff be authorized to negotiate, Legal to review and that the Mayor be authorized to sign any and all additional documents and/or agreements as necessary.

Award amount is: \$128,000.00 (Initial Purchase)
Funds available in: 04250101-PMB0001130-508035, FY00 Capital (C.O.)
Department: Police and Fire Communications

*Motion made, seconded and unanimously carried to authorize the Director of Purchasing to issue Purchase Order(s) to Tom Growney Equipment, as they are the sole authorized John Deere Construction Equipment Dealership in the El Paso, Texas area, provider of John Deere Genuine Parts, Product Support Service and Maintenance as well as John Deere Warranty Support for all products in John Deere's Construction Product Line. (2001-118)

Department: Equipment Maintenance
Funds available: 37370510-503121
Funding source: Equipment Maintenance Internal Service Fund
Total amount: \$50,000 Estimated

*Motion made, seconded and unanimously carried to authorize the Director of Purchasing to exercise the City's option to extend the term of the agreement for two additional years, from May 6, 2002 to May 5, 2004 pursuant to the provisions of contract 2000-127 Mexico Magazine Distribution, El Paso, Texas for Fotonovelas, Revistas, & Spanish Language Magazines.

Option No.: ONE [OF ONE]
Amount of award: \$36,000.00 Annual Estimate
Account Nos.: 31130513-508039-PPW0056003YR2
Funding source: Bond Fund
Department: El Paso Public Library

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Motion made, seconded and unanimously carried to move to the regular agenda Request that City Council amend the Motion awarding Bid No. 2002-035.

Purchasing Director Byron Johnson explained the reason for the amendment. Ms. Lisa Turner, citizen, asked the cost. Mr. Johnson responded \$35,000.

Motion made by Representative Sumrall, seconded by Representative Medina and unanimously carried to amend the Motion awarding Bid No. 2002-035 to read as follows:

Vendor: Casa Ford
El Paso, Texas
Item (s): Group I, Item 2
Group II, Items 2, 4, 5, 11, 14, 15, 16
Group III, Items 2, 6, 7, 8
Group IV, Item 3
Amount; \$967,107.13

to include one Flatbed Truck for the Fire Department. Fund Source is 508006-04250203-PMB0003130-FY2002 Certificates of Obligations.

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*Motion made, seconded and unanimously carried to delete the request for the following name to be placed on the Reinstatement list in accordance with Article VI, Section 6.10-10, of the Civil Service Charter Provisions:

Gilbert Lujan, Laborer

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*Motion made, seconded and unanimously carried to approve the request to fill the following position on a temporary basis in accordance with Article VI, Section 6.6-3, of the Civil Service Charter Provisions:

Cashier II (1)

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*Motion made, seconded and unanimously carried to approve the following provisional appointment in accordance with Article VI, Section 6.6-2, of the Civil Service Charter Provisions:

Personnel Technician I (2)

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*Motion made, seconded and unanimously carried to approve the Staffing Table Change for Police

Add	5.0	Police Records Specialist II	GS 13
Delete	5.0	Police Records Specialist I	GS 11

*Motion made, seconded and unanimously carried to approve the Staffing Table Change for Police

Add	10	Clerk Typist III	GS 13
Add	1	Police Toxicologist	PM 75
Delete	1	Police Records Spec III	GS 15

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*Motion made, seconded and unanimously carried to approve the Staffing Table Change for Purchasing

Add	1	Clerk Typist II	GS 9
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*Motion made, seconded and unanimously carried to reappoint Mark Hedrick to the Art Museum Advisory Board by Representative Sariñana.

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*Motion made, seconded and unanimously carried to reappoint Conrad C. Conde to the Historic Landmark Commission by Representative Power.

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*Motion made, seconded and unanimously carried to reappoint Carlos Cordova to the Parks and Recreation Advisory Board by Representative Medina.

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Motion made, seconded and unanimously carried to move to the regular agenda the appointment of Raul Garcia to the Parks and Recreation Advisory Board by Representative Medina.

Mr. Garcia requested to decline because of personal reasons. Representative Medina commented Mr. Garcia has been an excellent constituent over the last 4½ years.

Motion made by Representative Sariñana, seconded by Representative Sumrall and unanimously carried to delete the appointment of Raul Garcia to the Parks and Recreation Advisory Board by Representative Medina.

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*Motion made, seconded and unanimously carried that the following tax refunds be approved:

- A. JOBE Concrete Products Inc., in the amount of \$736.56; overpayment of 2001 taxes.
(PID #M813-000-0040-1000)
- B. I-10 Joint Venture, in the amount of \$1,533.52; overpayment of 2001 taxes.
(PID #I003-999-0090-0700)
- C. Rose-n-Joe's Auto, % Joe Candelaria, in the amount of \$2,553.60; overpayment of 1997 & 1998 taxes. (PID #1994-999-1935-0042)
- D. Charbel Chidiac, in the amount of \$534.86; overpayment of 1999 taxes.
(PID #1996-999-3237-0034)
- E. Lawyers Title of El Paso, in the amount of \$896.16; overpayment of 2001
(PID #A520-999-0590-1300)
- F. Stewart Title of El Paso, in the amount of \$587.50; overpayment of 2001 taxes.
(PID #B351-999-0110-0200)
- G. ABN AMRO Mortgage, in the amount of \$984.50; overpayment of 2001 taxes.
(PID #B836-000-0030-1300)
- H. Washington Mutual, in the amount of \$1,914.67; overpayment of 2001 taxes.
(PID #C231-999-0230-4300)
- I. Carlos J. Lopez and Lisa K. Lopez., in the amount of \$539.09; overpayment of 2001 taxes.
(PID #C340-999-1740-0900)
- J. Philip C. Goodell, in the amount of \$670.43; overpayment of 2001 taxes.
(PID #C942-999-0050-4500)

- K. Lawyers Title of El Paso., in the amount of \$3,012.27; overpayment of 2001 taxes.
(PID #E014-999-0460-5600)
- L. Danny Sander Construction Inc., in the amount of \$1,849.96; overpayment of 2001 taxes.
(PID #E054-999-0110-2700)
- M. Manuel Guadian, in the amount of \$1,000.00; overpayment of 2001 taxes.
(PID #E864-000-0010-0300)
- N. Hector I. Reyes, in the amount of \$10,000.00; overpayment of 2001 taxes.
(PID #F607-999-0810-5500)
- O. USDA, in the amount of 1,017.91; overpayment of 2001 taxes.
(PID #G550-000-0030-0050)
- P. Haciendas Del Norte Estates, in the amount of 543.37; overpayment of 2001 taxes.
(PID #H010-000-0280-0010)
- Q. Lawyers Title of El Paso, in the amount of \$1,629.63; overpayment of 2001 taxes.
(PID #791-005-0050-0140)
- R. Wells Fargo Real Estate Tax Service, in the amount of \$3,892.83; overpayment of 2000 taxes.
(PID #M327-999-0080-2800)
- S. Hector I. Reyes, in the amount of \$4,523.87; overpayment of 2001 taxes.
(PID #M344-999-0070-9920)
- T. Salvador D. Reyes, in the amount of \$5,261.74; overpayment of 2001 taxes.
(PID #M344-999-0070-9970)
- U. Salvador D. Reyes, in the amount of \$712.72; overpayment of 2001 taxes.
(PID #M344-999-0240-0300)
- V. First American Title, in the amount of \$2,839.85; overpayment of 2000 taxes.
(PID #N425-999-0040-1500)
- W. Linda Blanco, in the amount of \$1,306.89; overpayment of 2001 taxes.
(PID #P654-999-0540-3700)
- X. GMAC Mortgage, in the amount of \$799.92; overpayment of 2001 taxes.
(PID #P656-999-0050-0900)
- Y. Rachel Murillo, in the amount of \$1,676.74; overpayment of 2001 taxes.
(PID #P656-999-0300-0200)
- Z. Desert View Construction, in the amount of \$2,659.48; overpayment of 2001 taxes.
(PID #V893-999-5630-0400)
- AA. Desert View Construction, in the amount of \$1,931.06; overpayment of 2001 taxes.
(PID #V893-999-5630-0300)
- BB. Desert View Construction, in the amount of \$2,284.50; overpayment of 2001 taxes.
(PID #V893-999-5630-0200)
- CC. Desert View Construction, in the amount of \$2,059.22; overpayment of 2001 taxes.
(PID #P863-999-0270-0200)

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Motion made, seconded and unanimously carried to move to the regular agenda Bid No. 2002-055R Network Audit.

Ms. Lisa Turner, citizen asked about the language posted on the agenda: "If apparent low bidder is disqualified for any reason, City Council reserves the right to exercise any option legally available under the law by awarding bid to next lowest responsive and responsible bidder even though the bidder is not named on this agenda." Mr. Byron Johnson, Director of Purchasing, explained this is really a Request for Proposals, not a Bid.

Mr. Luis Avila, Network Architechs, was present and responded to the question of how long the business has been in El Paso. Comments were made by other Representatives and a motion to approve was made by Representative Sumrall, seconded by Representative Power. The motion to postpone one week took precedence and was approved.

Motion made by Representative Sumrall, seconded by Representative Power and carried to postpone one (1) week Bid No. 2002-055R Network Audit

Award to: Network Architechts
El Paso, Texas
Item(s): All
Amount: \$199,780.00
Department: Information Technology
Funds Available: 39010347-502215
Funding Source: General Funds, Data Management & Support Services
Total Award: \$199,780,00

The Review Committee based on evaluation factors established for this RFP recommend award to Network Architechts. See attached memorandum for explanation.

This is a one-time purchase with no options to purchase additional units.

Representative Rodriguez, Representative Medina, Representative Sariñana and Representative Cobos voted Nay. Representatives Sumrall, Cook, Power and Escobar voted Aye. Mayor Caballero voted Aye to break the tie. Motion carried 5 in favor 4 opposed.

.....
*Motion made, seconded and unanimously carried to award Bid No. 2002-076 Janitorial Services City Hall

Award to: Office Janitorial Services
El Paso, Texas
Item (s): All
Amount: \$169,856.04
Department: Public Works – Building Maintenance
Funds available: 31010326-502206
Funding source: General Funds, Janitorial Maintenance Services - Contract
Total award: \$169,856.04

Public Works Department and Purchasing recommend awards as indicated as this vendor has provided the Best Value Bid.

.....
*Motion made, seconded and unanimously carried to approve budget transfer BT2002-387 LIBRARY
The Library request this budget transfer in order to set up allocations under the Paso Del Norte Grant for FY02.

Increase	\$29,764	to	53150027/G53020607275/406002	Local Grt Proc
Increase	\$ 1,817	to	53150027/G53020607275/503101	Min Office Eq
Increase	\$12,000	to	53150027/G53020607275/503116	Recreation Sup
Increase	\$15,947	to	53150027/G53020607275/508039	Library BksHdbk

.....
*Motion made, seconded and unanimously carried to approve budget transfer BT2002-388 COMMUNITY DEVELOPMENT

This transfer sets up the 50% that would be the PSB portion of the Frutas Street Project, a 27th (2001-2002) Community Development project. This will set up the account so that PSB charges can be separated and billed to the PSB.

Increase	\$54,825	to	71150065/G7127PS001511063/406002	Local Grt Proc
Increase	\$54,825	to	71150065/G7127PS001511063/508027	Construction

.....
*Motion made, seconded and unanimously carried to approve budget transfer BT2002-397 PARKS & RECREATION

This budget transfer requests an appropriation increase for Promotional Services. This money will be spent promoting Senior Games.

Increase	\$1,500	to	51010282/P50020516305/404001	Estimated Rev
Increase	\$1,500	to	51010282/P50020516305/502116	Promo Svcs

.....
*Motion made, seconded and unanimously carried to approve the request of Carol Tures/Catholic Diocese Peace & Justice Ministry to use amplification (2 microphones) at San Jacinto Plaza on March 29, 2002 from 11:30 a.m. to 1:00 p.m. Approximately 50 persons will take part and 100 spectators are anticipated. PERMIT NO. 02-014

.....
*Motion made, seconded and unanimously carried to delete the request of El Paso Alliance, Inc. to hold a walk on April 13, 2002 from 8:00 a.m. to 11:00 a.m. Route: Start at Memorial Park Reserve located on Copper, proceed on Copper to Piedras, Piedras to Fort Blvd., to Copia and back to Memorial Park Reserve. Approximately 200 persons will take part and 50 spectators are anticipated. PERMIT NO. 02-016

.....
Motion made by Representative Rodriguez, seconded by Representative Sumrall and unanimously carried to delete an Ordinance changing the zoning of Lots 20-30, Block 4, ROSEMONT ADDITION, El Paso, El Paso County, Texas (Northeast Corner of Morehead Avenue and Nebraska Drive) from R-4 (Residential) to A-2 (Apartment). The penalty being as provided in Section 20.68.010 of the El Paso Municipal Code. Applicant/ Representative: Carmen R. Martinez, 8155 North Loop, El Paso, TX. 79907. ZC-01076.

Director of Planning, Pat Adatao, presented the case. She stated there were two letters in opposition. The applicant, Ms. Carmen R. Martinez, explained that she wanted to build town houses. Several neighbors were present in opposition. Cheryl Peterson and Enrique Montero spoke in opposition. Comments were made regarding the number of town houses that would be allowed on this property if the zoning change was approved. This item was delayed while the owner discussed this zoning change with the neighbors.

After the discussion Ms. Martinez requested to withdraw the ordinance changing the zoning of her property. The above motion was approved.

.....
ORDINANCE 15052

The City Clerk read an Ordinance entitled: **AN ORDINANCE CHANGING THE ZONING OF A PORTION OF TRACT 1, MAP OF LOMALAND, EL PASO, EL PASO COUNTY, TEXAS (8295 NORTH LOOP DRIVE) FROM R-F (RANCH-FARM) TO R-2 (RESIDENTIAL). THE PENALTY BEING AS PROVIDED IN SECTION 20.68.010 OF THE EL PASO MUNICIPAL CODE.**

Motion duly made by Representative Sariñana, seconded by Representative Cobos, that the Ordinance be adopted. Whereupon the Mayor ordered that a vote be taken on the passage and adoption of the Ordinance which when so done resulted as follows:

AYES: Council Members Sumrall, Rodriguez, Cook, Power, Escobar, Sariñana and Cobos
NAYS: None Absent: None

Representative Medina was not present for the vote.

Whereupon the Mayor ordered that the vote having been cast in favor of the Ordinance, the same be and the same is hereby adopted.

.....
ORDINANCE 15053

The City Clerk read an Ordinance entitled: **AN ORDINANCE AMENDING ORDINANCE 8064 (THE CLASSIFICATION AND COMPENSATION PLAN) TO REVISE THE CLASS OF ARTS PROGRAM COORDINATOR**

Ms. Terry Bond, Personnel Director, responded to Representative Sumrall's request for clarification.

Motion duly made by Representative Sariñana, seconded by Representative Escobar, that the Ordinance be adopted. Whereupon the Mayor ordered that a vote be taken on the passage and adoption of the Ordinance which when so done resulted as follows:

AYES: Council Members Sumrall, Rodriguez, Power, Escobar, Sariñana and Cobos
NAYS: None Absent: None Representative Medina abstained.

Representative Cook was not present for the vote.

Whereupon the Mayor ordered that the vote having been cast in favor of the Ordinance, the same be and the same is hereby adopted.

.....
ORDINANCE 15054

The City Clerk read an Ordinance entitled: **AN ORDINANCE AMENDING ORDINANCE 8064 (THE CLASSIFICATION AND COMPENSATION PLAN) TO CREATE THE CLASS OF TREASURY SERVICES MANAGER**

Director of Personnel Terry Bond explained this item.

Motion duly made by Representative Sariñana, seconded by Representative Escobar, that the Ordinance be adopted. Whereupon the Mayor ordered that a vote be taken on the passage and adoption of the Ordinance which when so done resulted as follows:

AYES: Council Members Rodriguez, Medina, Cook, Power, Escobar, Sariñana and Cobos
NAYS: None Absent: None

Representative Sumrall was not present for the vote.

Whereupon the Mayor ordered that the vote having been cast in favor of the Ordinance, the same be and the same is hereby adopted.

.....
ORDINANCE 15055

The City Clerk read an Ordinance entitled: **AN ORDINANCE VACATING A 16-FOOT ALLEY IN BLOCK 18, AMENDED MAP OF MORNINGSIDE HEIGHTS ADDITION, CITY OF EL PASO, EL PASO COUNTY, TEXAS (BETWEEN BYRON AND RUSSELL STREETS).**

Planning Director Pat Adauto commented this was recommended for approval by the Development Coordinating Committee and the City Plan Commission. She stated Council was requested to make a determination of value and was given amounts from three different appraisals. The amounts were \$11,800, \$4,264 and \$10,500. A motion was made by Representative Cobos, seconded by Representative Power and carried to make a determination of value at \$10,500.

Motion duly made by Representative Rodriguez, seconded by Representative Escobar, that the Ordinance be adopted with value as determined above. Whereupon the Mayor ordered that a vote be taken on the passage and adoption of the Ordinance which when so done resulted as follows:

AYES: Council Members Rodriguez, Medina, Cook, Power, Escobar, Sariñana and Cobos

NAYS: None Absent: None

Representative Sumrall was not present for the vote.

Whereupon the Mayor ordered that the vote having been cast in favor of the Ordinance, the same be and the same is hereby adopted.

.....
ORDINANCE 15056

The City Clerk read an Ordinance entitled: **AN ORDINANCE AMENDING THE CITY CODE, CHAPTER 18.02—BUILDING AND CONSTRUCTION ADMINISTRATIVE CODE TO ADD SECTION 18.02.110—DISPLAYS IN CITY FACILITIES, TO PROVIDE FOR THE DISPLAY OF PLAQUES AND OTHER ITEMS IN CITY FACILITIES AND PROVIDING AN EFFECTIVE DATE.**

Chief Administrative Officer Charlie McNabb requested this be postponed because of a question on the effective date. Representative Cook asked if comments could be made by persons who were here to speak on this item. He said they have been working on this for a long time.

Ms. Darlene Wonciar made comments. Council agreed to make this effective March 26, 2002 and to vote on it today.

Motion duly made by Representative Cook, seconded by Representative Medina, that the Ordinance be adopted. Whereupon the Mayor ordered that a vote be taken on the passage and adoption of the Ordinance which when so done resulted as follows:

AYES: Council Members Sumrall, Rodriguez, Medina, Cook, Power, Sariñana and Cobos

NAYS: None Absent: None

Representative Escobar was not present for the vote.

Whereupon the Mayor ordered that the vote having been cast in favor of the Ordinance, the same be and the same is hereby adopted.

.....
RESOLUTION

WHEREAS, the Building Official and the Fire Marshal of the City of El Paso have conducted an investigation and have reported to the City Council in writing that they are of the opinion that the structure located on the property at 10161 Singapore Avenue, in El Paso, Texas, which property is more particularly described as follows:

Lot: 25, Eastwood Heights, Block 144

is dilapidated, substandard, and unfit for human habitation; is a hazard to public health, safety, and welfare; does not meet the minimum standards for continued use and occupancy contained in Titles 17 and 18 of the Municipal Code which are adopted and incorporated by reference into Section 18.52; and

WHEREAS, Jorge Sanchez, 1801 Wyoming Avenue #201, El Paso, Texas 79903, record Owner, and all mortgages and lienholders were duly notified according to law to appear at a public hearing before City Council at 9:00 a.m. on March 12th, 2002; and

WHEREAS, NO ONE, APPEARED,

NOW, THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF EL PASO:

1. That City Council having heard the evidence, makes the following findings:
 - a. That the structure located on said property is condemned as substandard, unfit for human habitation or use, and therefore a hazard to the public health, safety, and welfare; and
 - b. That the structure is not in substantial compliance with municipal ordinances regulating fire protection, structural integrity, and disposal of refuse; and
 - c. The structure's certificate of occupancy is hereby revoked; and
 - d. That the structure can not feasibly be repaired.
1. That the City Council hereby orders Owner to comply with the following requirements:
 - a. That the Building be demolished within (30) days; and
 - b. That the premises be cleaned of all weeds, trash and debris within (30) days; and
 - c. That a public hearing be scheduled for April 23rd, 2002, in the City Council Chambers, to determine, if the Council order has been complied with and, if not, to determine penalties; and
 - d. That the Owner of said Building is hereby ordered to comply with all requirements of the Resolution; and
 - e. The owner is advised that in order to obtain a new certificate of occupancy, the entire building and its service systems must be brought into compliance with the current codes.
 - f. That upon failure of the Owner to comply with this Resolution, any mortgagees, lienholder, and other persons having an interest in the property have an additional ten (10) days to demolish the Building and clean the premises of all weeds, trash, and debris; and
3. That upon failure of the Owner to comply with this Order, the City of El Paso through its Deputy Director of Building Services shall demolish the Building and clean the premises of all weeds, trash, and debris at its own expense, but for and on account of the Owner of said property; and
4. That said Owner shall become personally liable for all costs incurred by City in connection with demolishing the building and cleaning the premises of all weeds, trash and debris; and
5. That the costs incurred by the City in connection with the demolition of the building and cleaning the premises of all weeds, trash, and debris shall become due and payable within thirty (30) days

of the date of completion of the work and such cost shall be assessed as a lien against the property unless paid; and

6. That upon failure of the Owner to comply with this Order, one or all of the following actions will be taken:
 - a. The City will perform any and all work needed to bring the property into compliance with this order, at its own expense but for and on account of the Owner of said property, the cost of which shall be assessed as a lien against the property; and
 - b. That upon failure of the Owner to comply with this order the City Council may assess a civil penalty against the property Owner in an amount not to exceed \$1,000.00 a day for each violation or, if the Owner show that the property is the Owner's lawful homestead, in an amount not to exceed ten (10) dollars a day for each violation; and
 - c. That upon failure of the Owner to comply with this order, the Owner may be confined in jail as permitted by state law; and
7. That upon failure of the Owner, any mortgages or lienholders to restore the Building so that it complies with all relevant City Code requirements, the City of El Paso, if applicable, may bring an action in District Court to request appointment of a receiver for the rehabilitation of said property pursuant to Section 214.003 of the Texas Local Government Code; and
8. The Owner, any mortgagees, or lienholders have a right to appeal these findings to a court of competent jurisdiction within ten (10) days after notice of this Resolution. The findings shall become final after ten (10) days of receipt of Notice; and
9. That any civil penalty or assessment imposed will accrue interest at a rate of ten (10) percent a year from the date of assessment until paid in full; and
10. That the City Clerk is ordered to cause copies of this Resolution to be served on the record Owner and all other persons having interest in the property as provided by law.

According to the real property records of El Paso County, you own the property described in this notice. If you no longer own the property, you must execute an affidavit stating that you no longer own the property and stating the name and last known address of the person who acquired the property from you. the affidavit must be delivered in person or by certified mail, return receipt requested, to this office no later than the 20th day after the date you receive this notice. If you do not send the affidavit, it will be presumed that you own the property described in this notice, even if you do not.

Mr. Thomas Maguire, Building Services Department, presented the case and the recommendations of the Department.

Motion made by Representative Power, seconded by Representative Sariñana unanimously carried to accept the recommendation of the Building Services Department and approve the above resolution. Representative Escobar was not present for the vote.

.....
Motion made by Representative Rodriguez, seconded by Representative Cook and carried to postpone two (2) weeks the Public hearing to determine if the property located at 8701 Mt. Whitney Drive in the City of El Paso (legal description on file with the City Clerk) is a fire and safety hazard, and a nuisance and whether the same should be repaired or demolished. The owner of record as of October 23^d, 2001, Doyal S. Henderson, 549 County Line Rd., Chaparral, Nm 88021, has been notified of the violations at this property. Doyal S. Henderson has been delinquent in taxes since 1995 for a total of \$14,305.91. Is presently in suit.

Representative Sumrall voted Nay. Representative Escobar abstained.

.....
Motion made by Representative Power, seconded by Representative Rodriguez and unanimously carried to postpone one (1) week the discussion and action authorizing District 5 to use Parkway Structure Contract to construct a slab for a skatepark to be built at Dick Shinaut Park. (Representative Power)

NOTE: Item was revised to read "Parkway Structure" Contract instead of "Park Improvement" Contract.

Representative Power explained he has found a way to construct the slab for the skatepark.

.....
Motion made by Representative Cook, seconded by Representative Cobos and carried to move this item to the beginning of the agenda. Representative Rodriguez and Representative Medina voted Nay.

The City Clerk read the item: Discussion and action on the removal of all bus bench advertising on and immediately adjacent to TxDOT rights of way to include, but not limited to Dyer, Transmountain, Doniphan, Mesa, Montana, Alameda, McRae until such time as the TxDOT ROWs issue has been clearly identified. (Representative Rodriguez)

This item was discussed with the following item.

Motion made by Representative Medina, seconded by Representative Power and unanimously carried to order that all bus benches come into compliance with state law and advertisements be removed from them.

.....
Motion made by Representative Cook, seconded by Representative Cobos and carried to move this item to the beginning of the agenda. Representative Rodriguez and Representative Medina voted Nay.

The City Clerk read the item: Discussion and action on bus bench franchise(s). (Representative Rodriguez)
This item was discussed with the previous item.

Attorney Frank Ainsa was present and made comments on behalf of his client Mr. Oliva.

Motion made by Representative Medina, seconded by Representative Cook and unanimously carried to approve the following:

1. Regarding the existing bench franchises
 - That Building Services Department be responsible for the enforcement of the law on the books regarding maintenance and enforcement.
 - That enforcement start on March 25, 2002.
2. On expiration of existing franchises
 - That any new franchise be limited to two-years.
 - That the annual franchise fee be raised to \$100 per franchise and \$2.50 per month per bench, and 5 benches per 100 approved for City use.
 - That Sun Metro will announce bench design specifications per location for new or renewed franchises.
3. New bench sites on which ad benches may be permitted
 - That those new sites will be designated by Sun Metro at Sun Metro's discretion.
 - That Sun Metro will announce bench design specifications per location.
 - That Sun Metro will allocate locations by a monthly lottery.

4. All bus bench rules as identified will be adhered to. A penalty of \$300 will be imposed on all illegally placed benches.
5. A penalty of \$100 will be imposed on all other franchise violations that are not rectified within five business days of being notified of said violation and that location will be forfeited and reassigned via a lottery.
6. All bus bench advertising on TxDOT rights of way must be removed.
7. Effective 10/01/02 each franchisee will pay a fee of \$2.50 per month per bench location regardless of revenue realized. These payments will be made on a quarterly basis.
8. All permitted bus bench locations must be approved by Sun Metro. Benches without approval must be removed within three days.
9. Benches awarded in error by Sun Metro will be reassigned via lottery.
10. Consideration of forfeiture of franchise after 10 violations in a calendar year, to be determined between staff of Building Services, Legal and Sun Metro.
11. Disputes will be resolved by an independent Dispute Resolution Center with fees to be paid by the parties in dispute.
12. Any action required for the institution of penalties will be completed through the Legal Department's creation of applicable ordinances.

.....
 Motion made by Representative Cobos, seconded by Representative Escobar and unanimously carried to authorize the Planning, Research and Development Department to initiate a street vacation for portion of El Paso Street between Franklin Avenue and Missouri Avenue.

Motion made by Representative Sariñana, seconded by Representative Escobar and unanimously carried that the following Ordinances, having been introduced pursuant to Section 3.9 of the El Paso City Charter, be advertised for public hearing:

- A. An Ordinance permitting Caesar Juarez to use a portion of Ponsford Park from 8:00 a.m. until 7:00 p.m. on March 31, 2002.
- B. An Ordinance authorizing the Mayor to sign a Quitclaim Deed conveying the City of El Paso's leasehold interest in the property being Lots 27-32, Block P-2, Garden Subdivision, in the City of El Paso, El Paso County, Texas, to the Diocese of the Rio Grande.
- C. An Ordinance permitting Westside Community Church to use a portion of Frank Delgado Park from 12:00 PM until 5:00 PM on March 30, 2002 for an Easter Egg Hunt. Fee: \$60.00
- D. An Ordinance adopting modifications to the 2025 Proposed Thoroughfare System as detailed in the Map Atlas of the Plan for El Paso and its related documents approved by the El Paso City Council on August 28, 2001.

PUBLIC HEARING WILL BE HELD ON MARCH 26, 2002 FOR ITEMS A – D

- E. An Ordinance changing the zoning of a Portion of Lots 8 and 9, Block 6, LAFAYETTE PLACE SUBDIVISION, El Paso, El Paso County, Texas (8008 North Loop Drive) from R-3 (Residential) to C-4 (Commercial). The penalty being as provided in Section 20.68.010 of the El Paso Municipal Code. Applicant: Alberto Lozoya / Representative: Hector Porras, Jr., 1560 Goodyear, El Paso, TX. 79936. ZC-01078 **THIS IS AN APPEAL CASE.**
- F. An Ordinance granting Special Permit No. SU-01009 to allow for a parking reduction on the property described as All of Lots 22 and 23, Block P, HAGUE, El Paso, El Paso County, Texas (3909 Pershing Drive), pursuant to Section 20.64.175, and the penalty being as provided in Chapter 20.68 of the El Paso Municipal Code. ZONE: A-2 (Apartment) Applicant/Representative: Leonardo Ybarra, 3909 Pershing Drive, El Paso, TX. 79903.
- G. An Ordinance granting Special Permit No. SU-01022, to allow for a planned residential development with reduced lot widths and setbacks on Tracts 17C79, 17C54, 17C38, 17C130, 17C155, 17C51, 17C15, 17C145, Section 8, Block 79, TSP 3, T. & P. R. R. COMPANY SURVEYS, City Of El Paso, El Paso County, Texas (an undeveloped area North of Vista Del Sol Drive & West of Joe Battle Blvd.) pursuant to Section 20.12.040 (Zoning) of the El Paso Municipal Code. ZONE: R-3A (Residential). Applicant: J.N.C. Land Company, Inc. / Representative: ATCON Engineering & Surveying, 2112 Trawood, El Paso, TX. 79935.

PUBLIC HEARING WILL BE HELD ON APRIL 2, 2002 FOR ITEMS E - G

Public Hearings will be held as part of the regular City Council meeting which begins at approximately 9AM. All interested persons present shall have an opportunity to be heard at that time. After the public hearings, Council may also delay taking action on Ordinances, no requirement is made by Section 3.9B of the El Paso City Charter to publish any further notice. Copies of all Ordinances are available for review in the City Clerk's office, 2 Civic Center Plaza, Monday through Friday, 8AM to 5PM.

ADDITION TO THE AGENDA

Motion made, seconded and unanimously carried to move to the regular agenda the following:

R E S O L U T I O N

BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF EL PASO:

That the Mayor be authorized to sign an Appraisal Services Agreement by and between the City of El Paso and Hoover Appraisal Company in an amount not to exceed \$2,000.00 for the appraisal of the following described City properties to determine the appraised value for two proposed street right-of-way vacations:

A portion of Harkis Road adjacent to Lot 8, Block 7, and Lot 9, Block 8, HUECO VIEW ACRES, City of El Paso, El Paso County, Texas, and being more particularly described by metes and bounds; AND

A portion of Socorro Road abutting Lot 29, Block 9, VISTA DE PARDO UNIT TWO, City of El Paso, El Paso County, Texas, and being more particularly described by metes and bounds.

Ms. Lisa Turner, citizen, asked how appraisers are chosen. It was explained they are selected from a list where each one on the list is given an opportunity.

Motion made by Representative Sumrall, seconded by Representative Escobar unanimously carried to approve the above resolution.

.....
Motion made, seconded and unanimously carried to move to the regular agenda the following:

RESOLUTION

BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF EL PASO:

That the Mayor be authorized to sign a First Amendment to an Agreement for Architectural Services between the **City of El Paso** and **Ron Brown Architects**, for a project known as "**Fabric Canopy for Cohen Stadium**" for an amount not to exceed SIX THOUSAND FIVE HUNDRED AND 00/100 dollars (\$6,500.00).

Ms. Lisa Turner, citizen, asked the reason for the amendment. Ms. Irene Ramirez, Engineering Department explained.

Motion made by Representative Cobos, seconded by Representative Escobar unanimously carried to approve the above resolution.

Representative Medina voted Nay.

.....
Motion made, seconded and unanimously carried to move to the regular agenda the following:

RESOLUTION

BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF EL PASO:

That the Mayor be authorized to sign a Personal Service Contract between the **CITY OF EL PASO** and **BRUCE ORNDORF**, as a Latent Fingerprint Trainer and Examiner for the Police Department at the rate of \$20.00 per hour not to exceed 40 hours per week and to include health insurance, ten (10) days vacation, and sick leave in accordance with Civil Service Rules. Contract term is from March 15, 2002 through March 14, 2003. This contract is subject to the approval of the City's Civil Service Commission.

NOTE: Resolution was revised from \$18.00 per hour to \$20.00. Ms. Terry Bond, Personnel Director explained the item. Commander Roy Davis, El Paso Police Department, responded to questions from Representative Escobar.

Motion made by Representative Escobar, seconded by Representative Sumrall unanimously carried to approve the above resolution.

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*Motion made, seconded and unanimously carried to approve the request of St. Patrick Cathedral School to hold a St. Patrick's Day Parade on March 15, 2002 from 1:00 p.m. to 2:00 p.m. Route: Start at school alley between Arizona and Nevada Street; proceed on Nevada, left on Stanton, proceed on Stanton to Cliff and U-turn back on Stanton, proceed on Stanton to Arizona, right on Arizona and back into school alley. Approximately 500 persons and 2 vehicles will take part and 300 spectators are anticipated. PERMIT NO. 02-021
.....

Discussion and action on plans to eliminate handicapped ramp lift system in the swimming pool at the Multipurpose Center located on Viscount Boulevard. (Representative Power)

Representative Power commented on the swimming pool at the Multipurpose Center. Director of Parks & Recreation Charlie Nutter explained how the hydraulic lift system works. He stated it would be replaced with a ramp and three chair lifts, making it much easier to assist in removing persons from the pool.

Mr. Robert Grijalva, Director of Community Affairs for State Representative Paul Moreno, was present and made comments.

Motion made by Representative Power, seconded by Representative Escobar and unanimously carried to postpone two (2) weeks the discussion and action on plans to eliminate handicapped ramp lift system in the swimming pool at the Multipurpose Center located on Viscount Boulevard. (Representative Power)

.....
*Motion made, seconded and unanimously carried to delete the discussion and action on changing the Project Scope of building a tennis court to a skatepark at Vista Del Valle Park located on Hawkins Blvd. (Representative Power)

.....
Motion made by Representative Cook, seconded by Representative Sumrall and unanimously carried that the City Council retire into **EXECUTIVE SESSION** pursuant to Section 3.5A of the El Paso City Charter and the Texas Government Code, Sections 551.071 - 551.076 to discuss any of the following:

Section 551.071	CONSULTATION WITH ATTORNEY
Section 551.072	DELIBERATION REGARDING REAL PROPERTY
Section 551.073	DELIBERATION REGARDING PROSPECTIVE GIFTS
Section 551.074	PERSONNEL MATTERS
Section 551.076	DELIBERATION REGARDING SECURITY DEVICES

Discussion on the Department of Justice's findings regarding city hiring practices.

Motion made by Representative Rodriguez, seconded by Representative Cook and unanimously carried to adjourn the Executive Session and reconvene the meeting of the City Council. No motions were made on the above item.

.....
No action was taken on the discussion on the Department of Justice's findings regarding city hiring practices.

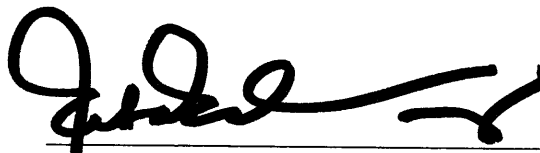
.....
Motion made by Representative Cook, seconded by Representative Medina and unanimously carried to adjourn this meeting at 12:25 p.m.

.....
APPROVED AS TO CONTENT:

APPROVED AS TO FORM:



Carole Hunter, City Clerk



Rita Rodriguez, City Attorney

